

ASSOCIATION OF BAY AREA GOVERNMENTS

Representing City and County Governments of the San Francisco Bay Area



Date: March 4, 2014

To: Executive Board

From: Judy Kelly
Director, San Francisco Estuary Partnership

Subject: **Adoption of Resolution No. 03-14 to Establish a Labor Compliance Program for San Pablo Avenue Green Stormwater Spine Project**

Executive Summary

The San Francisco Estuary Partnership (SFEP) is the project manager of the San Pablo Avenue Green Stormwater Spine, a stormwater treatment demonstration project in seven adjoining cities from Oakland to San Pablo. The project, scheduled for construction in late-summer 2015, is funded in part with Proposition 84 grant money. As part of the Public Resource Code, an awarding body that contracts public works projects financed in any part with Proposition 84 funds shall adopt and enforce, or contract with a third party to enforce, a Labor Compliance Program (LCP). The purpose of the LCP is to ensure that construction contractors comply with the prevailing wage and other labor laws of the State.

ABAG is the awarding body contracting for the construction of 8 public works sites of the project, funded in part by Proposition 84. Thus, to implement the project ABAG must establish a LCP, approved by the Department of Industrial Relations (DIR). The DIR approval process requires the awarding body to submit an application, a LCP Manual, and Executive Board resolution.

ABAG/SFEP has retained Harris & Associates as the project's construction manager. The Harris & Associates team includes Safework, Inc. as a subcontractor to provide third party labor compliance services for the project. As the third party LCP operator, Safework, Inc. will monitor the construction sites to ensure proper worker classifications, apprenticeship standards, payment of prevailing wages, review certified payroll records and any other documentation required for verification of compliance with prevailing wage rates and applicable labor laws.

There will be no fiscal impact to ABAG. The costs associated with this program will be charged directly to the grant funds.

The draft application and LCP Manual are available for inspection by contacting: Josh Bradt, SFEP Project Manager, jbradt@waterboards.ca.gov.

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San Pablo Avenue Green Stormwater Spine Project**

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Next Steps

Upon Executive Board approval of Resolution No. 03-14, the SFEP staff will submit ABAG's LCP Application, Manual, and adopted Resolution to the State DIR for approval.

Recommended Action

Adoption of Resolution No. 03-14 to establish a Labor Compliance Program to monitor construction contractors with regards to the prevailing wage and applicable State laws for San Pablo Avenue Green Stormwater Spine Project.

Attachment:

Resolution No. 03-14